



April 22, 2008

**Via ECFS**

Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

**Re: Ex Parte Presentation  
WT Docket No. 07-195 and ET Docket No. 04-186**

Dear Ms. Dortch:

On April 21, 2008, Jennifer M. McCarthy of NextWave Wireless Inc. ("NextWave"), Kenneth Stanwood of NextWave, and Jennifer Richter of Patton Boggs, LLP, counsel to NextWave, participated in a meeting with Fred Campbell, Bureau Chief for the Wireless Telecommunications Bureau ("WTB"), Joel Taubenblatt, Acting Deputy Bureau Chief for the WTB, and David Hu, Legal Advisor regarding the above captioned proceedings.

Meeting participants discussed NextWave's proposal that the Commission should adopt the same basic licensing regime and technical requirements for the AWS-3 band as it adopted for the 3.65 GHz band. NextWave believes that such an approach will maximize the amount of AWS-3 spectrum that can be utilized to provide wireless broadband service, while affording interference protection to adjacent, licensed bands. Adopting a lightly-licensed regime for AWS-3 also will ensure speedy and economical deployment of the spectrum for the benefit of broadband consumers. NextWave believes the 3.65 GHz regime also could be effective for unlocking the potential of the TV White Spaces for broadband use.

Finally, NextWave expressed its support for the Commission's suggestion that it should eliminate from the Part 27 rules the possibility for third-parties to file "competing applications" for AWS-3 spectrum at renewal time. Within the bounds of notice and comment rulemaking, NextWave suggested that this policy should be extended to all licenses governed by Part 27 of the Commission's rules.

Respectfully submitted,  
/s/

Jennifer M. McCarthy  
Vice President, Regulatory Affairs



NextWave Wireless Inc.

Cc: Fred Campbell  
Joel Taubenblatt  
David Hu